



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

MAR 01 2002

Sydney Klass, Chief Executive Officer  
*Jewish Press*  
338 Third Avenue  
Brooklyn, NY 11215-1897

Re: MUR 5180

Dear Mr. Klass:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached subpoena and order that requires the *Jewish Press* to provide certain information in connection with an investigation it is conducting. The Commission does not consider the *Jewish Press* a respondent in this matter, but rather a witness only.

Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney assist you in the preparation of your responses to this subpoena and order. However, you are required to submit the information within 30 days of your receipt of this subpoena and order. All answers to questions must be submitted under oath.

*Jewish Press*

Page 2

If you have any questions, please contact Danita C. Lee or Delbert K. Rigsby, the attorneys assigned to this matter at (202) 694-1650 or 1-800-424-9530.

Sincerely,

A handwritten signature in black ink, appearing to read "David M. Mason". The signature is fluid and cursive, with the first name "David" being more prominent.

David M. Mason  
Chairman

Enclosure  
Subpoena and Order

202-694-1650

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Dear 2000, Inc.

MUR 5180

**SUBPOENA TO PRODUCE DOCUMENTS  
ORDER TO SUBMIT WRITTEN ANSWERS**

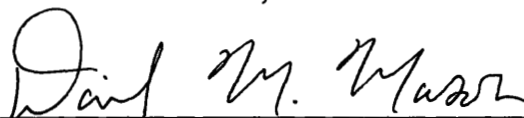
To: The Jewish Press  
338 Third Avenue  
Brooklyn, New York 11215-1897

Pursuant to 2 U.S.C. § 437d(a)(1) and (3) in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit to written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Attached to this subpoena are instructions and definitions that you must follow in responding to this Subpoena and Order:

Answers must be submitted under oath and answers and documents responsive to this subpoena must be forwarded to the Office of General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, within 30 days of your receipt of this Order. Legible copies that, where applicable, show both sides of the documents may be substituted for the originals.

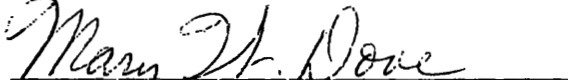
WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this 28th day of February, 2002.

For the Commission,



David M. Mason  
Chairman  
Federal Election Commission

ATTEST:



Mary W. Dove  
Secretary to the Commission

Attachment

Interrogatories and Document Request

2002-04-04 14:05:33

**ATTACHMENT TO SUBPOENA AND ORDER**

This Subpoena to Produce Documents and Order to Submit Written Answers has been issued by the Federal Election Commission under the authority of 2 U.S.C. § 437d(a)(1) and (3). Return this original with an original affidavit signed by the appropriate official attesting to the truth of the answers and that all responsive documents have been provided. The affidavit must be sworn to and notarized.

**INSTRUCTIONS**

In answering these interrogatories and requests for production of documents, furnish all documents and other information specified below, however obtained, including hearsay, that are in your possession, custody or control, or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the discovery requests in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege or other objection with respect to any documents, communications, or other items about which information is requested by the following interrogatories and requests for production of documents, describe each item in sufficient detail to provide justification for the claim or other objection. Each claim of privilege must specify in detail all grounds on which it rests. No part of a discovery request shall be left unanswered merely because an objection is interposed to another part of the request.

This order for written answers and subpoena for the production of documents is continuing in nature and you are required to file supplementary responses or amendments if you obtain further or different information or documents during the pendency of this matter. Include in any supplemental response the date upon which such further or different information came to your possession and attention.

### DEFINITIONS

For the purpose of this subpoena and order, including the instructions thereto, the terms listed below are defined as follows:

"Committee" shall mean Dear 2000, Inc.

"Person" shall be deemed to include both singular and plural, and shall mean an individual, partnership, committee, association, corporation, including any subsidiary or other related business venture, labor organization, or any other type of organization, entity or group of persons as defined in 2 U.S.C. § 431(11).

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term "document" includes data or information compiled or maintained in electronic or digital form, such as computer files, tables, spreadsheets or databases. The term "document" also includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, check ledgers, money orders or other commercial paper, invoices, receipts, wire transfers, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, electronic records, and electronic mail messages. Each draft or non-identical paper or electronic copy is a separate document within the meaning of this term.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, and the present occupation or position of such person. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of these discovery requests all responses that otherwise might be construed to be out of their scope.

### DOCUMENT REQUEST

Produce the following documents:

1. Any and all advertisements published in the *Jewish Press* between January 1, 2000 and December 31, 2000, paid for by or on behalf of Dear 2000, Inc.

2. Any and all advertisements published in the *Jewish Press* between January 1, 2000 and December 31, 2000, containing the statement "Paid for by Dear 2000, Inc., Abraham Roth, Treasurer."

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3. Any and all advertisements published in the *Jewish Press* between January 1, 2000 and December 31, 2000, containing the statement "Paid for by Dear 2000, Inc., Abe Roth, Treasurer."

4. Any and all documents issued or received by the *Jewish Press* related to the advertisements noted in items 1-3.

5. Any and all documents issued or received by the *Jewish Press* related to the advertisements attached to this subpoena.

### INTERROGATORIES

1. Were advertisements published in the *Jewish Press* between January 1, 2000 and December 31, 2000 paid for by or on behalf of Dear 2000, Inc.?

2. If the answer to question 1 is yes, how many advertisements were published?

3. If the answer to question 1 is yes, identify the individual(s) placing the advertisement(s).

4. If the answer to question 1 is yes, identify who was billed for payment of the advertisement(s).

5. If the answer to question 1 is yes, who paid for the advertisement(s)?

6. If the answer to question 1 is yes, identify the form of payment received by the *Jewish Press* for the advertisement(s).

7. Who placed the advertisements attached to this subpoena?

8. Who paid for the placement of the advertisements attached to this subpoena?